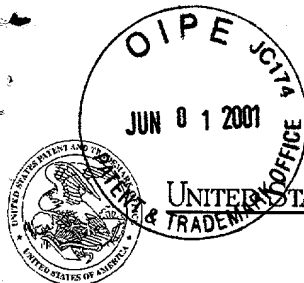


#3



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D C 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/749,601	12/28/2000	Nicholas C. Nicolaides	01107.00069

CONFIRMATION NO. 4817

22907
BANNER & WITCOFF
1001 G STREET N W
SUITE 1100
WASHINGTON, DC 20001

FORMALITIES LETTER



OC000000005846593

Date Mailed: 03/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$2610.
 - \$1890 for 105 total claims over 20.
 - \$720 for 9 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 3450.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

09749601 TO 0964260

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

Mam

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09749601-060101



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of:

Nicholas C. NICOLAIDES et al.

Serial No.: 09/749,601

Filed: December 28, 2000

For: A METHOD FOR GENERATING HYPERMUTABLE PLANTS

BOX: MISSING PARTS

Docket No. 01107.00069

**RESPONSE TO FILE NOTICE TO MISSING PARTS OF NONPROVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

Assistant Commissioner of Patents
Washington, D.C. 20231
Attn: Box Missing Parts

Dear Sir:

In response to the Notice to File Missing Parts of Application, dated March 9, 2001, enclosed is a executed Declaration, Preliminary Amendment, 13 sheets of drawings (Figs. 1-13) and Sequence Listing for the referenced application and the fee, which is calculated as follows:

Basic Filing Fee	\$355.00
Total Claims = 125	
In Excess of 20 = 105 x 9.00	945.00
Independent Claims = 12	
In Excess of 3 = 9 x 40.00	360.00
Surcharge for submitting the filing fee and Declaration subsequent to the filing date	65.00
One Month Extension of Time	55.00
Total Fees	\$1,780.00

Serial No.: 09/749,601

- 2 -

Atty. Docket No. 01107.00069

The Commissioner is authorized to charge our Deposit Account No. 19-0733 in the amount of \$1,780.00 for the fees associated with the filing of this paper. However, if an additional fee is required, please charge Deposit Account No. 19-0733.

Respectfully submitted,

By: 

Sarah A. Kagan

Registration No. 32,141

BANNER & WITCOFF, LTD.
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1001 G Street, N.W.
Washington, D.C. 20001
(202) 508-9100

Dated: June 1, 2001